

7-17-00

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
30448.80USD2	424	201.100	N.M. Minnifield	1645

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL540751647US

Date of Deposit: July 14, 2000

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By:

Name: Isabell Ogata

## DIVISIONAL APPLICATION UNDER 37 C.F.R. §1. 53(b)

## BOX PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is a request for filing a Divisional application under 37 CFR § 1.53(b) of Serial No. 09/107,615, filed on June 30, 1998 entitled "VACCINE COMPOSITIONS AND METHODS USEFUL IN INDUCING IMMUNE PROTECTION AGAINST ARTHRITIC PEPTIDES INVOLVED IN THE PATHOGENESIS OF RHEUMATOID ARTHRITIS" by the following inventor(s):

(1)	Full Name Of Inventor	Family Name CARSON	First Given Name DENNIS	Second Given Name A.
	Residence & Citizenship	City Del Mar	State or Foreign Country California	Country of Citizenship U.S.A.
	Post Office Address	Post Office Address 14824 Vista del Oceano	City Del Mar	State & Zip Code/Country California 92014/U.S.A.
(2)	Full Name Of Inventor	Family Name ALBANI	First Given Name SALVATORE	Second Given Name
	Residence & Citizenship	City Encinitas	State or Foreign Country California	Country of Citizenship Italy
	Post Office Address	Post Office Address 629 4th Street	City Encinitas	State & Zip Code/Country California 92024/U.S.A.

☒ Enclosed is a copy of the prior application; including the specification, claims, drawings, oath or declaration showing the applicant's signature, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 47 pages of specification, 17 claims, 1 page of abstract, 5 sheets of informal drawings, and 2 pages of oath or declaration.

☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

(PTO TRANSMITTAL - FILING UNDER 37 CFR 1.53(b))

07/14/00  
Jc882 U.S. PTO

Jc406 U.S. PTO  
09/616247

07/14/00

- ☒ Amend the specification by inserting before the first line the sentence: "This application is a Divisional of application Serial No. 09/107,615, filed June 30, 1998, entitled "VACCINE COMPOSITIONS AND METHODS USEFUL IN INDUCING IMMUNE PROTECTION AGAINST ARTHRITIC PEPTIDES INVOLVED IN THE PATHOGENESIS OF RHEUMATOID ARTHRITIS", which application is incorporated herein by reference."

- ☒ Cancel original claims 1-9, 11 and 13-17 of the prior application before calculating the filing fee.
- ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
- ☒ This divisional patent application is entitled to Small Entity Status. Small entity status established in the previous application is still proper.
- ☒ The fee has been calculated as shown below in the "Claims as Filed" table.

#### CLAIMS AS FILED

Number of Claims Filed	In Excess of:	Number Extra	Rate	Fee
<b>Basic Filing Fee</b>				\$345.00
<b>Total Claims</b>				
16	20	0	x \$9.00 =	\$0.00
<b>Independent Claims</b>				
2	3	0	x \$39.00 =	\$0.00
MULTIPLE DEPENDENT CLAIM FEE				\$0.00
<b>TOTAL FILING FEE</b>				<b>\$345.00</b>

- ☒ The prior application is assigned of record to The Regents of the University of California.
- ☒ Our Check No. 3166 in the amount of \$345.00 to cover the Filing Fee is enclosed.
- ☒ The Power of Attorney in the prior application is to:
- The law firm of Fish & Richardson  
and  
George H. Gates, Reg. No. 33,500, Victor G. Cooper, Reg. No. 39,641; Karen S. Canady, Reg. No. 39,927; Anthony J. Orler, Reg. No. 41,232; William J. Wood, Reg. No. 42,236, and Jason S. Feldmar, Reg. No. 39,187, of the law firm of Gates & Cooper
- ☒ Copy of Revocation and Power of Attorney, filed on December 8, 1999.
- ☒ Address all future communications to the **Attention of Karen S. Canady at Gates & Cooper, Howard Hughes Center, 6701 Center Drive West, Suite 1050, Los Angeles, California 90045, Telephone: (310) 641-8797.**
- ☒ A return postcard is enclosed.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

(PTO TRANSMITTAL – FILING UNDER 37 CFR 1.53(b))